



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Katsuyuki KITAGAWA

Group Art Unit: 3633

Application No.: 10/519,808

Examiner: J. BUCKLE, JR.

Filed: December 29, 2004

Docket No.: 122263

For: PREFABRICATED RESIN HOUSE

RESPONSE TO ELECTION OF SPECIES REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the October 7, 2009 Election of Species Requirement, and in consideration of the attached Petition for Extension of Time, Applicant provisionally elects Species II, Figure 9, which is drawn to claims 16-18 and 21-26; Subspecies I, Figure 6 of the First Group of Species, which is drawn to claims 16-22; and Species IV, Figure 4d of the Second Group of Species, which is drawn to claims 16-22, with traverse. At least claims 16 and 22 are generic to all species.

It is also respectfully submitted that the subject matter of all species is sufficiently related that a thorough search for the subject matter of any one species would encompass a search for the subject matter of the remaining species. Thus, it is respectfully submitted that the search and examination of the entire application could be made without serious burden. See MPEP §803 in which it is stated that "if the search and examination of an entire application can be made without serious burden, the examiner must examine it on the merits, even though it includes claims to independent or distinct inventions" (emphasis added). It is

respectfully submitted that this policy should apply in the present application in order to avoid unnecessary delay and expense to Applicant and duplicative examination by the Patent Office.

Thus, withdrawal of the Election of Species Requirement is respectfully requested.

Respectfully submitted,



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Attachment:

Petition for Extension of Time

Date: December 7, 2009

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